



**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a utility patent is sought on the invention entitled:

LEPTIN-RELATED PEPTIDE

the specification of which:

☒ was filed on August 19, 1999, as United States Application No. 09/377,081, bearing attorney docket no. 19705-001 (AMC-1).

☐ is attached hereto.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

☐ I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application designating at least one country other than the United States listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Priority
Claimed

_____ (Number)	_____ (Country - if PCT, so indicate)	_____ (dd/mm/yy Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ (Number)	_____ (Country - if PCT, so indicate)	_____ (dd/mm/yy Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No

Applicants: Grasso, *et al.*
Application: 09/377,081

☒ I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States application(s), or §365(c) of any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>60/097,457</u>	<u>August 21, 1998</u>	<u>Pending</u>
(Application No.)	(Filing Date)	(Status: Patented, Pending, Abandoned)
<u> </u>	<u> </u>	<u> </u>
(Application No.)	(Filing Date)	(Status: Patented, Pending, Abandoned)

PCT International Applications designative the United States:

<u> </u>	<u> </u>	<u> </u>	<u> </u>
(PCT App No.)	(US Serial No.)	(PCT Filing Date)	(Status)

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

David B. Bernstein, Registration No. 32,112	Leslie Meyer-Leon, Registration No. 37,381
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or patent issued thereon.

Patricia Grasso

Signature of Patricia Grasso

Nov. 9, 1999

Date

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11/18/99

Date

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Matthew C. Leinung

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11/18/99

Date

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PATENT APPLICATION
Attorney Docket No. 18921-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Grasso, *et al.*
ASSIGNEE : Albany Medical College
SERIAL NUMBER : 09/377,081 EXAMINER: Not Yet Assigned
FILING DATE : August 19, 1999 ART UNIT: 1646
FOR : LEPTIN-RELATED PEPTIDES

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(b))--NONPROFIT ORGANIZATION**

I hereby state that I am an official empowered to act on behalf of the nonprofit organization identified below:

Albany Medical College
47 New Scotland Avenue
Albany, NY 12208-3479

I hereby state that the above identified nonprofit organization qualifies as a nonprofit organization, as defined in 37 CFR 1.9(e)(1), as a University or Other Institution of Higher Education, for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, with regard to the invention described in:

- ☐ the specification filed herewith with title as listed above;
☒ the application identified above; or
☐ the patent identified above.

I hereby state that rights under contract or law have been conveyed to, and remain with, the nonprofit organization, with regard to the above identified invention.

If the rights held by the nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. 1.9(c), if that person made the invention, or by any concern that would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e)

Each person, concern, or organization having any rights in the invention is listed below:

- ☒ no such person, concern, or organization exists.
☐ each such person, concern, or organization is listed below: *

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. 37 CFR 1.28(b).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: James E. Peterson, Ph.D.
Title in Organization: Director, Research Administration
Address of Person Signing: Albany Medical College
47 New Scotland Avenue (MC-1)
Albany, New York 12208

Signature:  Date: 11/18/99

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